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Beverage Containers

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271
BEVERAGE
CONTAINERS

346,119

	DATE CO. REC. LIST	LAST DATE MAIL TO SOS	DATE SOS REC CERT FR. CO.	RAW COUNT	RANDOM SAMPLE	QUALIFIED	NOT SUFF.	DUP.	CALC. TOTAL	3
Alameda	3/17	-	3/26	43 977	2 198	1 386		212 0	37 737	90.7
Alpine	-	-	3/22	37	37	35		5 5	35 94.2	
Amador	-	-	4/1	295	295	255		40 3	255 66.2	
Butte	3/10	3/25	3/25	4 890	500	377		114 0	726 76.2	
Calaveras	3/10	3/25	3/17	135	135	75		42 10	93 68.8	
Colusa	3/10	3/25	3/18	95	95	71		24 0	71 74.2	
Contra Costa	3/11	3/26	3/17	22 341	1 117	1 007		110 3	19 001 85.0	
Del Norte	3/11	3/26	3/15	165	165	105		60 6	105 63.2	
El Dorado	3/15	3/30	3/19	1 250	500	362		138 1	901 72.1	
Fresno	3/12	3/27	3/23	2 871	500	434		66 2	2 438 84.2	
Glenn	3/11	3/26	3/16	214	214	207		7 2	204 95.2	
Humboldt	3/11	3/26	3/22	3 428	500	379		121 2	2 518 73.5	
Imperial	-	-	4/1	176	176	141		35 0	141 80.1	
Inyo	3/15	3/30	3/22	343	343	298		45 1	298 86.8	
Kern	3/15	3/30	3/22	2 054	500	425		75 0	1 780 85.0	
Kings	3/17	-	3/29	182	182	161		21 1	161 88.4	
Lake	3/12	3/27	3/23	306	306	290		16 0	290 94.4	
Lassen	-	-	3/5	111	111	99		12 0	99 89.1	
Los Angeles	3/11	3/26	3/26	81 855	4 392	3 800		592 5	74 115 84.3	
Madera	3/15	3/30	3/18	120	120	97		23 0	97 80.8	
Marin	3/11	3/26	3/22	7 148	500	463		37 1	6 429 89.9	
Mariposa	3/10	3/25	3/8	83	83	30		53 0	30 36.1	
Mendocino	3/11	3/26	3/25	2 227	500	439		61 4	1 894 85.0	
Merced	3/11	3/26	3/18	349	349	320		29 5	320 91.6	
Modoc	-	-	3/8	5	5	5		0 0	5 100	
Mono	-	-	3/9	34	34	30		4 0	30 88.3	
Monterey	-	-	4/1	2 583	500	460		40 0	2 376 91.9	
Napa	3/11	3/26	3/22	1 958	500	471		29 0	1 844 94.2	
Nevada	3/10	3/25	3/22	1 072	500	438		62 1	937 87.2	
Orange	3/11	3/26	3/23	49 491	2 474	2 115		359 2	41 551 84.0	
Placer	3/10	3/25	3/19	1 971	500	400		100 0	1 571 80.0	
Plumas	-	-	3/5	238	238	212		26 1	212 89.0	
Riverside	3/16	-	3/22	10 439	500	442		79 0	8 859 84.9	
Sacramento	3/10	3/25	3/16	27 464	1 373	1 211		162 2	23 464 85.4	
San Benito	-	-	3/10	96	96	84		12 0	84 87.5	
San Bernardino	3/17	-	3/23	15 755	787	609		178 1	11 815 75.0	
San Diego	3/12	3/27	3/26	104 901	5 245	4 484		76 5	87 781 83.7	
San Francisco	3/15	3/30	3/25	29 766	1 488	1 365		123 1	26 926 90.5	
San Joaquin	3/15	3/30	3/18	1 853	500	449		51 0	1 664 89.8	
San Luis Obispo	3/11	3/26	3/22	2 769	500	408		92 0	2 260 81.2	
San Mateo	3/10	3/25	3/18	17 577	878	771		107 1	15 057 85.7	
Santa Barbara	3/12	3/27	3/23	10 611	530	441		89 3	7 691 72.5	
Santa Clara	3/11	3/26	3/23	39 960	1 998	1 801		197 5	34 120 85.4	
Santa Cruz	3/11	3/26	3/15	6 519	500	430		70 1	5 449 88.2	
Shasta	3/11	3/26	3/24	2 74	274	227		47 0	227 82.8	
Sierra	-	-	3/8	17	17	17		0 0	17 100	
Siskiyou	-	-	3/8	103	103	94		9 0	94 90.3	
Solano	-	-	3/22	2 583	500	453		47 0	2 340 90.2	
Sonoma	-	-	3/23	9 837	500	428		72 0	8 420 85.1	
Stanislaus	3/10	3/25	3/22	2 531	500	431		69 1	2 161 85.4	
Sutter	3/10	3/25	3/22	199	199	158		41 1	158 79.3	
Tehama	-	-	3/10	159	159	148		11 0	148 93.1	
Trinity	3/10	3/25	3/10	106	106	62		46 0	62 58.5	
Tulare	3/11	3/26	3/17	1 382	500	470		30 3	1 284 92.9	
Tuolumne	3/10	3/25	3/10	371	271	252		19 3	252 92.5	
Ventura	3/11	3/26	3/17	4 921	500	438		62 0	4 311 87.6	
Yolo	3/10	3/25	3/19	6 863	500	409		91 0	5 644 88.8	
Yuba	-	-	4/1	179	179	179		0 0	179 100	
				535 179	37 293	32 260		5 025 77	45 707	



Office of the Secretary of State
March Fong Eu

1230 J Street
Sacramento, California 95814

Elections Division
(916) 445-0820

October 26, 1981

TO ALL COUNTY CLERKS/REGISTRARS OF VOTERS/PROPONENT(S)

Pursuant to Section 3513 of the Elections Code, we transmit herewith a copy of the Title and Summary prepared by the Attorney General on a proposed Initiative Measure entitled:

BEVERAGE CONTAINERS.
INITIATIVE STATUTE.

Circulating and Filing Schedule

1. Minimum number of signatures required346,119
Cal. Const., art. II, sec. 8 (b).
2. Official Summary Date Monday, 10/26/81
Elec. C., sec. 3513.
3. Petition Sections:
 - a. First day Proponent(s) can circulate Sections
for signatures Monday, 10/26/81
Elec. C., sec. 3513.
 - b. Last day Proponent(s) can circulate and file with
the county. All Sections are to be filed at the
same time within each county Thursday, 3/25/82 +
Elec. C., secs. 3513, 3520 (a).
 - c. Last day for county to determine total number
of signatures affixed to petition and to
transmit total to the Secretary of State Thursday, 4/01/82

(If the Proponent files the petition with the county on a date prior to 3/25/82, the county has five working days from the filing of the petition to determine the total number of signatures affixed to the petition and to transmit the total to the Secretary of State.) Elec. C., sec. 3520 (b).

- + PLEASE NOTE: To the Proponent who may wish to qualify for the 1982 Primary Election. The law allows up to 56 days to county election officials for checking and reporting petition signatures. The law also requires that this process be completed 131 days before the election in which the people will vote on the initiative. It is possible that the county may not need the whole 56 days. But if you want to be sure that this initiative qualifies for the 1982 Primary Election, you should file this petition with the county by December 3, 1981.

- d. Last day for county to determine total number of qualified electors who signed the petition, and to transmit certificate with a blank copy of the petition to the Secretary of State Friday, 4/16/82

(If the Secretary of State notifies the counties to determine the number of qualified electors who signed the petition on a date prior to 4/1/82, the last day is not later than the fifteenth day after the notification.)
Elec. C., sec. 3520 (d), (e).

- e. If the signature count is between 311,507 and 380,731 then the Secretary of State notifies the counties using the random sampling technique to determine the validity of all signatures.

Last day for county to determine actual number of all qualified electors who signed the petition, and to transmit certificate with a blank copy of the petition to the Secretary of State..... Sunday, 5/16/82

(If the Secretary of State notifies the counties to determine the number of qualified electors who have signed the petition on a date prior to 4/16/82, the last day is not later than the thirtieth day after the notification.)
Elec. C., sec. 3521 (b), (c).

4. Campaign Statements:

Last day for the proponent to file a Campaign Statement of Receipts and Expenditures for period ending 4/22/82Thursday, 4/29/82

(If the Secretary of State finds that the measure has either qualified or failed to qualify on a date earlier than 3/25/82, the last date to file is the 35th calendar day after the deadline for filing petitions or the date of notification by the Secretary of State that the measure has either qualified or failed to qualify, whichever is earlier. The closing date for the campaign statement is seven days prior to the filing deadline.)
Gov. C., secs. 84200 (d), 84202 (j).

5. The Proponents of the above named measure are:

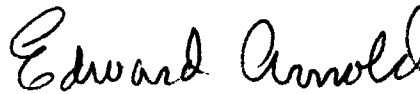
Wm. Ross Pumfrey
1776 LeRoy Avenue
Berkeley, California 94709

Amy B. Hewes
515 - 19th Street, Apartment C
Sacramento, California 95814

Matthew M. Kuzins
2905 Austin Street #3
Davis, California 95616

Sincerely,

WILLIAM N. DURLEY
Assistant to the Secretary of State
Elections and Political Reform

A handwritten signature in cursive script that reads "Edward Arnold".

EDWARD G. ARNOLD JR.
Elections Assistant

WND:EA:db

NOTE TO PROPONENT: Your attention is directed to Elections Code sections 41, 44, 3501, 3507, 3508, 3516, 3517, and 3519 for appropriate format and type considerations in printing, typing, and otherwise preparing your initiative petition for circulation and signatures. Your attention is further directed to the campaign disclosure requirements of the Political Reform Act of 1974, Government Code section 81000 et seq.



State of California
Department of Justice
George Deukmejian
(PRONOUNCED DUKE-MAY-GIN)
Attorney General
October 26, 1981

555 CAPITOL MALL, SUITE 350
SACRAMENTO 95814
(916) 445-9555

FILED
In the office of the Secretary of State
of the State of California

OCT 26 1981

MARCH FONG EU, Secretary of State
By Edward H. [Signature] Deputy

Honorable March Fong Eu
Secretary of State
1230 J Street
Sacramento, California 95814

RE: Initiative Proposing Amendment to: Statutes
Subject: Beverage Containers
Our File No.: SA81RF0021

Dear Mrs. Eu:

Pursuant to the provisions of section 3503 and 3513 of the Elections Code, you are hereby notified that on this day we mailed to the proponent(s) of the above identified proposed initiative our title and summary by sending a true copy of this letter.

Enclosed is a copy of our transmittal letter to the proponent(s), a declaration of mailing thereof, a copy of our title and summary, and a copy of the proposed measure.

According to information available in our records, the name(s) and address(es) of the proponent(s) is as stated on the declaration of mailing.

Very truly yours,

George Deukmejian
Attorney General

Robert Burton
Deputy Attorney General

Enclosure

Date: October 26, 1981
File No.: SA 81RF0021

The Attorney General of California has prepared the following title and summary of the chief purpose and points of the proposed measure:

BEVERAGE CONTAINERS. INITIATIVE STATUTE. Requires that beverage containers sold, or offered for sale, on or after March 1, 1984, have a refund value, established by the distributor, of not less than five cents. Requires refund value be indicated on container. Requires that dealers and distributors pay the refund value on return of empty container. Provides for operation of redemption centers. Provides for handling fees for dealers and redemption centers. Prohibits manufacturer from requiring a deposit from a distributor on a non-refillable container. Contains definitions, specified exceptions, conditions, and other matters. Provides violation of statute is an infraction punishable by fine. Fiscal impact on state and local governments: The Joint Legislative Budget Committee and the Department of Finance advise that savings in state and local litter cleanup and waste disposal costs are possible if the proposed initiative is enacted. The effect of the initiative on state revenues cannot be determined at this time.

CALIFORNIANS
AGAINST



WASTE

P. O. BOX 289 • SACRAMENTO, CALIFORNIA 95802 • (916) 443-5422
1517 23RD STREET #2 • SACRAMENTO, CALIFORNIA 95816

Amendment # 1



September 25, 1981

EXECUTIVE DIRECTOR

Mark Kuzins

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Ormer L. Rains
California State Senate

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Former Chair, President's
Council on
Environmental Quality

David Brower
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Governor's Office of
Planning and Research

D. Bill Henderson
President, Beta Club
Local #1119

Dr. Ronald D. Doer
Director, Western EPA

Carolyn Sutton
Chair, California
Common Cause

Arian Gregorio
Member, San Mateo
County Board of
Supervisors

Paul Philborn
President, California Parks
and Recreation Society

in Bridge
Chair, Los Angeles
City Council

Mrs. George W. Galtier
President, California
Garden Clubs

Hal Conklin
President, California
Resource Recovery
Association

Mark Dubois
President
Friends of the River

Organizational affiliation
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Senator Ormer Rains
Ventura

Bl. Stevenson
Berkeley

Don Taylor
San Diego

Office of the Attorney General
555 Capitol Mall, Suite 350
Sacramento, California

attn. Robert Burton, Deputy Attorney General

Dear Mr. Burton,

Although we proofread the draft of our initiative proposal many, many times, it has just come to our attention that a word was inadvertently left out.

Therefore, please be advised of a technical change to the proposed Beverage Container Reuse and Recycling Initiative (File No.: SA81RF0021):

Chapter 2, Section 14512 (d) should read: "A distributor shall not refuse to accept from any redemption center, other than a dealer, at the..."

The word center should be added to the paragraph.

We hope this technical change does not present any difficulty or delay. Thank you for your attention to this matter.

Sincerely,

Amy B. Hewes
Amy B. Hewes

An act to add Division 12.1 (commencing with Section 14500) to the Public Resources Code, relating to beverage containers.

The people of the State of California do enact as follows:

DIVISION 12.1. BEVERAGE CONTAINER REUSE AND RECYCLING

CHAPTER 1. GENERAL PROVISIONS

14500. This division shall be known and may be cited as the Beverage Container Reuse and Recycling Act.

14501. The people of the State of California find and declare as follows:

(a) The failure to reuse and recycle empty beverage containers represents a significant and unnecessary waste of important state and national energy and material resources.

(b) The littering of empty beverage containers constitutes a public nuisance, safety hazard, and esthetic blight and imposes upon public and private agencies unnecessary costs for the collection and removal of such containers.

(c) Empty beverage containers constitute a significant and rapidly growing proportion of municipal solid waste, disposal of which imposes a severe financial burden on local governments.

(d) The reuse and recycling of empty beverage containers would eliminate these unnecessary burdens on individuals, local governments, and the environment.

(e) A system for requiring a refund value on the sale of all beverage containers would result in a high level of reuse and recycling of such containers.

(f) A system for requiring a refund value on the sale of all beverage containers would result in significant energy conservation and resource recovery.

(g) A system for requiring a refund value on the sale of all beverage containers would be anti-inflationary and help create jobs in areas of commerce.

(h) A system for requiring a refund value on the sale of all beverage containers would be inexpensive to administer because of its self-enforcing nature.

14502. Unless the context otherwise requires, the following definitions shall govern the construction of this division:

(a) "Beverage" means beer and other malt beverages, mineral waters, soda water, and similar carbonated soft drinks in liquid form and intended for human consumption.

(b) "Beverage container" means the individual, separate bottle, can, jar, carton, or other receptacle, however denominated, in which a beverage is sold, and which is constructed of metal, glass, plastic, or any combination of such materials. "Beverage container" does not include cups and other similar open or loosely sealed receptacles that are primarily for use on the premises of the seller.

(c) "Consumer" means every person who purchases a beverage in a beverage container for use or consumption, and every person not a distributor who lawfully comes into possession of a beverage container, whether or not filled with a beverage, including, but not limited to, lodging, eating, or drinking

establishments.

(d) "Dealer" means every person in this state who engages in the sale of beverages in beverage containers to a consumer, excepting a person who sells beverages through a vending machine to the extent of those beverages actually sold through the machine.

(e) "Distributor" means every person who engages in the sale of beverages in beverage containers to a dealer in this state, including any beverage manufacturer who engages in such sales.

(f) "Empty beverage container" means a beverage container which is all of the following:

(1) Has the seal installed by the beverage manufacturer broken or removed.

(2) Does not contain foreign materials other than the residue of the beverage filled into the beverage container by the beverage manufacturer.

(3) Bears the refund value embossing or affixed device required pursuant to Section 14511.

(4) If made of glass or plastic, is unbroken.

(g) "Manufacturer" means any person who bottles, cans, or otherwise fills beverage containers for sale to distributors or dealers.

(h) "Non-refillable beverage container" means a container which would not ordinarily be returned to the manufacturer to be refilled and resold.

(i) "Place of business of the dealer" means the location at which a dealer sells or offers for sale beverages in beverage containers to consumers. "Place of business of a dealer" does not mean the location of a vending machine which dispenses beverages in beverage containers.

(j) "Redemption center" means an operation which accepts from consumers, and pays the refund value for, beverage containers.

(k) "Use or consumption" includes the exercise of any right or power over a beverage incidental to the ownership thereof, other than the sale or the keeping or retention of a beverage for the purposes of sale.

14503. The provisions of this division are a matter of statewide interest and concern and are applicable uniformly throughout the state, and it is the intention of this act to occupy the whole field of regulation of refund value of beverage containers as provided in this division; and no city or county, or other public agency, may adopt or enforce any ordinance, resolution, regulation, or rule relating to the refund value of beverage containers unless expressly authorized by this division.

CHAPTER 2. REFUND VALUE

14510. (a) Except as provided in subdivision (b), every beverage container sold or offered for sale, on and after March 1, 1984, in this state shall have a refund value established by the distributor of not less than five cents (\$0.05).

(b) The provisions of this section providing for a refund value shall not apply to any container which is sold and delivered to a railroad, sleeping car, or steamship company, or common carrier operating vessels, as defined in Section 238 of the Public Utilities Code, under a certificate of public convenience and necessity, or an air common carrier, for use and consumption on trains, vessels, or airplanes.

14511. On and after March 1, 1984, every beverage container sold or offered for sale in this state shall clearly indicate the refund value of the container established pursuant to Section 14510 by embossing or by a clear and prominent stamp, label, or other device securely affixed to the beverage container.

14512. Except as provided in Section 14513:

(a) A dealer shall not refuse to accept at the place of business of the dealer from any consumer an empty beverage container which is of the same kind, size, and brand sold by the dealer. The dealer shall not refuse to pay to such consumer the refund value which is embossed on, or on the device affixed to, such beverage container pursuant to Section 14511.

(b) A distributor shall not refuse to accept from any dealer any empty beverage container which is of the same kind, size, and brand sold by the distributor. The distributor shall not refuse to pay to such dealer a sum equal to the refund value which is embossed on, or on the device affixed to, such beverage container pursuant to Section 14511, plus a handling fee equal to 20 percent of such refund value.

(c) Any person may establish a redemption center, subject to appropriate state laws and local ordinances, at which location must be clearly posted the kinds, sizes, and brands of containers accepted for refund.

(d) A distributor shall not refuse to accept from any redemption, other than a dealer, at the location of such center, a quantity in excess of 599 containers of the kinds, sizes, and brands sold by the distributor. The distributor shall not refuse to pay such redemption center, within ten working days, a sum equal to the refund values which are embossed on, or on the devices affixed to, such beverage containers pursuant to Section 14511, plus a handling fee equal to 20 percent of such refund values.

(e) A distributor shall not be required to pay a manufacturer a deposit on a non-refillable beverage container.

14513. (a) A dealer or redemption center may refuse to accept from any consumer, or a distributor may refuse to accept from a dealer or redemption center, any empty beverage container which does not state thereon a refund value of the beverage container as required by Sections 14510 and 14511 or which, if glass or plastic, is broken.

(b) A dealer may establish reasonable hours when a quantity of containers in excess of 48 will be accepted from any one consumer, and may then refuse to accept such quantities during other hours.

CHAPTER 3. VIOLATIONS

14525. Every person convicted of a violation of this division is guilty of an infraction punishable upon a first conviction by a fine not exceeding \$100 and for a second or subsequent conviction by a fine not exceeding \$250.

CHAPTER 4. OPERATIVE DATE

14535. This division shall apply to beverage containers sold or offered for sale in this state on or after March 1, 1984.

CHAPTER 5. AMENDMENT

14540. If any provision of this division or the application thereof to any person or circumstances is held invalid, such invalidity shall not affect other provisions or applications of this division, and to this end, the provisions of this division are severable and independent.

14541. Amendments to this division may be made only by a two-thirds affirmative vote of each house of the Legislature, and may be made only to achieve the objectives of this division.

CALIFORNIANS
AGAINST



P. O. BOX 289 • SACRAMENTO, CALIFORNIA 95802 • (916) 443-5422
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EXECUTIVE DIRECTOR

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California State Senate

Charles Warren
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Council on
Environmental Quality

David Brower
Chairman
Sierra Club

Bill Press
Former Director
California Council
on Planning and Research

Dr. J. Henderson
President, West Coast
Council on the Environment

Dr. J. Henderson
President, West Coast
Council on the Environment

Dr. J. Henderson
President, West Coast
Council on the Environment

Allen Greig
Member, San Mateo
County Board of
Supervisors

Ray Brown
President, California
and Regional Council

Walter Brown
Member, Los Angeles
City Council

Mr. George W. Dwyer
President, California
Garden Clubs

Hal Conklin
President, California
Resource Recovery
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Mark Quinn
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Friends of the River

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K. M. Marshall
Berkeley

Fred Martin
Mendocino

J. B. Phillips
Sacramento

Senator Oliver Rains
Ventura

Attorney General George Deukmejian
555 Capitol Mall, Suite 350
Sacramento, California 95814

September 15, 1981

Hon. Attorney General:

We would like to request that you prepare a title and summary for the enclosed initiative proposal. Please return the final version to us at the address on this letterhead. If you have any questions, you can call us at our Sacramento number, 443-5422. Our registered addresses are listed below.

Sincerely,

Wm. Ross Pumfrey
Wm. Ross Pumfrey
1776 LeRoy Avenue
Berkeley, California 94709

Amy B. Hewes
Amy B. Hewes
515 - 19th Street Apartment C
Sacramento, California 95814

Matthew M. Kuzins
Matthew M. Kuzins
2905 Austin Street #3
Davis, California 95616

DECLARATION OF MAILING

The undersigned Declarant, states as follows:

I am over the age of 18 years and not a proponent of the within matter; my place of employment and business address is 555 Capitol Mall, Suite 350, Sacramento, California 95814.

On the date shown below, I mailed a copy or copies of the attached letter to the Honorable March Fong Eu, Secretary of State, by placing a true copy thereof in an envelope addressed to each proponent named below at the address set out immediately below each name, and by sealing and depositing said envelope or envelopes in the United States Mail at Sacramento, California, with postage prepaid. There is delivery service by United States Mail at each of the places so addressed, or there is regular communication by mail between the place of mailing and each of the places so addressed.

Date of Mailing: October 26, 1981

Date of Attached Letter to Secretary of State: October 26, 1981


Subject: Initiative Proposing Amendment to: Statutes
Short Title: Beverage Containers
Our File No.: SA81RF0021

Name of Proponent(s) and Address(es):

Mr. William Ross Pumfrey
Ms. Amy B. Hewes
Mr. Matthew Kuzins
Californians Against Waste
Post Office Box 289
Sacramento, California 95802

I declare under penalty of perjury that the foregoing is true and correct.

Executed at Sacramento, California on October 26, 1981.


Marsha L. Bierer
Declarant

Californians for Recycling and Litter Clean-Up

project of
Californians Against Waste

4025 Sepulveda Blvd.,
Culver City, CA 90230
Phone: (213) 390-8653

1517-23rd Street, #2,
Sacramento, CA 95816
Phone: (916) 443-5422

650 Castro Street, Rm. 1A,
Mountain View, CA 94040
Phone: (415) 969-4540

2228 Guy Street,
San Diego, CA 92103
Phone: (714) 295-8858

c/o Cal PIRG, UCEN, Rm. 3135,
UCSB, Santa Barbara, CA 93106
Phone: (805) 961-3907

1439 N. Poplar,
Fresno, CA 93728
Phone: (209) 268-7504

Chair
Ross Pumfrey

Executive Director
Matt Kuzins

PARTIAL LIST OF ENDORSEMENTS

Senator Omer L. Rains
California State Senate

Henry Voss
President, California
Farm Bureau Federation

Susan Roudner
Chair, California Common Cause

Jerry Hughes
President, California Park
and Recreation Society

Al Conklin
President, California
Resource Recovery Association

D. Bill Henderson
Secretary-Treasurer,
Southwestern States
Council of United Food
and Commercial Workers
(formerly Retail Clerks)

Charles Warren
Former Chair, President's
Council on Environmental Quality

John Bryson
President, California Public
Utilities Commission

David Brower
Chair, Friends of the Earth

David Durkin
Executive Director,
California Public
Interest Research Group

Richard Spohn
Director, California
Department of Consumer Affairs

Bill Press
Former Director,
Governor's Office of
Planning and Research

Chris Adams
President,
California State P.T.A.

Mrs. Georg W. Daiber
President, California
Garden Clubs

Arlen Gregorio
Member, San Mateo County
Board of Supervisors

Marvin Braude
Member, Los Angeles City Council
Consumer Action

Sportsmen's Council of
Central California

Pacific Southwest Synod of
the Lutheran Church in America

California Association of
Bicycling Organizations

Audubon Society

Los Angeles Times

Los Angeles Herald Examiner

San Diego Evening Tribune

Sacramento Bee

San Jose Mercury

Peninsula Times Tribune

I.D. #822253

March Fong Eu
Secretary of State
Elections Division
13th & J Streets
Sacramento, CA 95814

Dear Ms. Eu:

Please be advised of the new legally registered addresses of the
three proponents of the Beverage Containers Initiative Statute,
Proposition 11:

William Ross Pumfrey
12524 Culver Blvd., Apt. 21
Culver City, CA 90066

Matthew M. Kuzins
1145 S. Holt Ave. #10
Los Angeles, CA 90035

Amy B. Hewes
Route 1, Box 445
Esparto, CA 95627

Please note these address changes, and send any future materials
to them.

Thank you.

Sincerely,



Matthew M. Kuzins
Executive Director, CAW & CFRALCU
Treasurer, CFRALCU



#281

August 24, 1982



Office of the Secretary of State
March Fong Eu

1230 J Street
Sacramento, California 95814

Elections Division
(916) 445-0820

April 28, 1982

Mr. Darryl White
Secretary of the Senate
State Capitol, Room 3045
Sacramento, CA. 95814

Dear Mr. White:

Pursuant to Section 3523.1 of the Elections Code as added by SB 1412 (Chapter 642, Statutes of 1980), I am hereby transmitting to you two (2) copies of the initiative entitled: BEVERAGE CONTAINERS. INITIATIVE STATUTE. This initiative has qualified for the November 2, 1982 General Election.

Sincerely,

March Fong Eu
MARCH FONG EU

MFE:id

Enclosures



Office of the Secretary of State
March Fong Eu

1230 J Street
Sacramento, California 95814

Elections Division
(916) 445-0820

April 28, 1982

Mr. James Driscoll
Office of the Chief Clerk
State Capitol, Room 3194
Sacramento, CA. 95814

Dear Mr. Driscoll:

Pursuant to Section 3523.1 of the Elections Code as added by SB 1412 (Chapter 642, Statutes of 1980), I am hereby transmitting to you two (2) copies of the initiative entitled: BEVERAGE CONTAINERS. INITIATIVE STATUTE. This initiative has qualified for the November 2, 1982 General Election.

Sincerely,

March Fong Eu

MARCH FONG EU

MFE:id

Enclosures



Office of the Secretary of State
March Fong Eu

1230 J Street
Sacramento, California 95814

Elections Division
(916) 445-0820

April 28, 1982

Mr. Wm. Ross Pumfrey
1776 LeRoy Avenue
Berkeley, CA. 94709

Dear Mr. Pumfrey:

Pursuant to Section 3523 of the Elections Code, I hereby certify that on April 7, 1982, the certificates received from the County Clerks or Registrars of Voters by the Secretary of State established that the Initiative Statute, Beverage Containers, has been signed by the requisite number of qualified electors needed to declare the petition sufficient. The BEVERAGE CONTAINERS Initiative Statute is, therefore, qualified for the November 2, 1982 General Election.

Sincerely,

March Fong Eu

MARCH FONG EU

MFE:id



Office of the Secretary of State
March Fong Eu

1230 J Street
Sacramento, California 95814

Elections Division
(916) 445-0820

April 28, 1982

Ms. Amy B. Hewes
515 - 19th Street, Apt. C
Sacramento, CA. 95814

Dear Ms. Hewes:

Pursuant to Section 3523 of the Elections Code, I hereby certify that on April 7, 1982, the certificates received from the County Clerks or Registrars of Voters by the Secretary of State established that the Initiative Statute, Beverage Containers, has been signed by the requisite number of qualified electors needed to declare the petition sufficient. The BEVERAGE CONTAINERS Initiative Statute is, therefore, qualified for the November 2, 1982 General Election.

Sincerely,

March Fong Eu

MARCH FONG EU

MFE:id



Office of the Secretary of State
March Fong Eu

1230 J Street
Sacramento, California 95814

Elections Division
(916) 445-0820

April 28, 1982

Mr. Matthew M. Kuzins
2905 Austin Street #3
Davis, CA. 95616

Dear Mr. Kuzins:

Pursuant to Section 3523 of the Elections Code, I hereby certify that on April 7, 1982, the certificates received from the County Clerks or Registrars of Voters by the Secretary of State established that the Initiative Statute, Beverage Containers, has been signed by the requisite number of qualified electors needed to declare the petition sufficient. The BEVERAGE CONTAINERS Initiative Statute is, therefore, qualified for the November 2, 1982 General Election.

Sincerely,

March Fong Eu

MARCH FONG EU

MFE:id

Barbara Lee

For Immediate Release
April 5, 1982

Contact: Caren Daniels

ONE INITIATIVE QUALIFIES, ONE FAILS, REPORTS EU

SACRAMENTO -- Secretary of State March Fong Eu today (April 5) announced the qualification of the Beverage Containers Initiative as the first citizen drive to earn a spot on the November 2 general election ballot, and the failure of the Reapportionment -- Legislative District Initiative to gather enough signatures to also be voted on this year.

"Random sample projections from 56 of the state's 58 counties show a total of 451,016 projected valid signatures, well over the 380,731 projected valid signatures required to place it before the voters in November," Ms. Eu said. "Random samples must project to 110% of the required 346,119 valid signatures to qualify for the ballot."

Some 532,147 raw signatures were collected by proponents William Ross Pumfrey of Berkeley, Amy Hewes of Sacramento, and Matthew Kuzins of Davis, and their committee Californians Against Waste. The drive was prompted by their belief that the failure to reuse and recycle empty beverage containers causes a "significant and unnecessary waste" of resources, an "esthetic blight" of litter which is expensive to collect, and a financial burden on local governments to dispose of the growing proportion of solid waste.

If enacted by voters in the general election, the Beverage Container Initiative would "require that beverage containers sold, or offered for sale, on or after March 1, 1984, have a refundable value, established by the distributor, of not less than five cents" and that the "refund value be indicated on the container." It further would "require that dealers and distributors pay the refund value upon return of the empty container." The operation of redemption centers is provided for in the proposed statute, as are handling fees for dealers and redemption centers. Finally,

(more)

a manufacturer would be prohibited "from requiring a deposit from a distributor on a non-refillable container." Violations of the new law would be infractions punishable by a fine not exceeding \$100 for a first conviction and not exceeding \$250 for subsequent convictions.

California voters have never voted on a proposal to require recyclable beverage containers.

The failed initiative drive to change the state's method of reapportionment was spearheaded by Republican Congressman William Dannemeyer of Fullerton. He had sought to collect 553,790 registered voter signatures for his constitutional amendment to alter the manner of reapportioning the state's legislative, congressional and board of equalization districts. The proposal would have "required that senatorial and assembly districts be nearly and reasonably equal in population of registered voters" (rather than simply by population), while retaining the "requirement that congressional and board of equalization districts be reasonably equal in population." It further would have required "senatorial and assembly district reapportionment every four years" while retaining the "requirement that congressional and board of equalization districts be reapportioned in the year following the year in which the national census is taken." Except where otherwise noted in the proposed text, the measure would have retained "existing standards for reapportionment of senatorial, assembly, congressional and board of equalization districts."

"The Republican-Common Cause sponsored initiative to turn reapportionment over to a districting commission is still in circulation, as are 17 other measures hoping to qualify for the November 2 ballot," Ms. Eu reported.

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Office of the Secretary of State
March Fong Eu

1230 J Street
Sacramento, California 95814

Elections Division
(916) 445-0820

April 7, 1982

TO ALL COUNTY CLERKS/REGISTRARS OF VOTERS

Pursuant to Section 3523 of the Elections Code, I hereby certify that on April 6, 1982 the certificates received from the County Clerks or Registrars of Voters by the Secretary of State established that the Initiative Statute, Beverage Containers, has been signed by the requisite number of qualified electors needed to declare the petition sufficient. The Beverage Containers Initiative Statute is, therefore, qualified for the November 2, 1982 General Election.

BEVERAGE CONTAINERS. INITIATIVE STATUTE. Requires that beverage containers sold, or offered for sale, on or after March 1, 1984, have a refund value, established by the distributor, of not less than five cents. Requires refund value be indicated on container. Requires that dealers and distributors pay the refund value on return of empty container. Provides for operation of redemption centers. Provides for handling fees for dealers and redemption centers. Prohibits manufacturer from requiring a deposit from a distributor on a non-refillable container. Contains definitions, specified exceptions, conditions, and other matters. Provides violation of statute is an infraction punishable by fine. Fiscal impact on state and local governments: The Joint Legislative Budget Committee and the Department of Finance advise that savings in state and local litter cleanup and waste disposal costs are possible if the proposed initiative is enacted. The effect of this initiative on state revenues cannot be determined at this time.

Sincerely,

March Fong Eu

MARCH FONG EU



State of California
Department of Justice
George Deukmejian
(PRONOUNCED DUKE-MAY-GIN)
Attorney General
October 26, 1981

555 CAPITOL MALL, SUITE 350
SACRAMENTO 95814
(916) 445-9555

Mr. William Ross Pumfrey
Post Office Box 289
Sacramento, California 95802

RE: Initiative Proposing Amendment to: Statutes
Subject: Beverage Containers
Our File No.: SA 81RF0021

Pursuant to your request, we have prepared a title and summary of the chief purposes and points of the above identified proposed initiative. The title and summary are set forth in a letter sent to the Secretary of State, as required by Elections Code sections 3503 and 3513. A copy of this letter and our declaration of mailing is attached.

Please send us a copy of the petition after you have it printed. This copy is not for our review or approval, but to supplement our file in this matter.

Very truly yours,

George Deukmejian
Attorney General

Robert Burton
Deputy Attorney General

Attachment

cc: Ms. Amy B. Hewes
Mr. Matthew Kuzins



Office of the Secretary of State
March Fong Eu

1230 J Street
Sacramento, California 95814

Elections Division
(916) 445-0820

March 9, 1982

TO: ALL REGISTRARS OF VOTERS or COUNTY CLERKS
FROM: Barbara J. Lee
BARBARA J. LEE - ELECTIONS TECHNICIAN

William Ross Pumfrey, Amy B. Hewes and Matthew M. Kuzins, the proponents of the BEVERAGE CONTAINERS Initiative have filed more than the required number of signatures with the counties. (346,119)

Therefore, pursuant to Elections Code section 3520(d), you must verify 500 signatures or five percent of the number of signatures filed, whichever is the greater number. Enclosed is a set of random numbers generated for your county. The use of these sheets will ensure that you verify the correct number of signatures.

You have 15 days from the date you receive this notification to finish your verification. Please certify the count of the number of valid signatures on the enclosed certificate, and attach a blank copy of the petition section to the certificate.

If you have any questions, please call me at the above number.

BL:cb

Enclosures



Office of the Secretary of State
March Fong Eu

1230 J Street
Sacramento, California 95814

Elections Division
(916) 445-0820

March 9, 1982

TO: ALL REGISTRARS OF VOTERS or COUNTY CLERKS
FROM: Barbara J. Lee
BARBARA J. LEE - ELECTIONS TECHNICIAN

William Ross Pumfrey, Amy B. Hewes and Matthew M. Kuzins, the proponents of the BEVERAGE CONTAINERS Initiative have filed more than the required number of 346,119 signatures with the counties.

Therefore, pursuant to Elections Code section 3520(d), you must verify all the signatures filed with you and certify the count of the number of valid signatures.

You have 15 days from the date you receive this notification to finish your verification. Please certify the count of the number of valid signatures on the enclosed certificate.

If you have any questions, please call me at the above number.

BJL:cb

Enclosure